

**EXHIBIT 5**

Fair Fight vs Raffensperger 30(b)(6) Raphael Warnock - Confidential

11/07/2019

1                   UNITED STATES DISTRICT COURT  
2                   NORTHERN DISTRICT OF GEORGIA  
3                   ATLANTA DIVISION  
  
3     FAIR FIGHT ACTION, et               )  
4     al.,                                    )  
4     Plaintiffs,                            )  
5    )  
5     vs.                                    ) CIVIL ACTION NO.  
6    )  
7     BRAD RAFFENSPERGER, in               ) 1 :18-CV-05391-SCJ  
8     his official Capacity as          )  
9     Secretary of State of                )  
9     Georgia; et al.,                      )  
9     Defendants.                            )  
  
10

11                   THIS DEPOSITION CONTAINS INFORMATION DESIGNATED  
12                   CONFIDENTIAL SUBJECT TO PROTECTIVE ORDER  
12

13                   DEPOSITION OF RAPHAEL G. WARNOCK  
14                   (Taken by Defendants)

15                   November 7, 2019

16                   10:25 a.m.

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20                   Suite 1650  
21                   1180 West Peachtree Street  
21                   Atlanta, Georgia  
22

23  
24  
25     Reported by:   Debra M. Druzisky, CCR-B-1848

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1 A. Well --

2 MR. DUBOSE: Objection.

3 You can answer. I'm just lodging an  
4 objection --

5 THE WITNESS: I get it.

6 MR. DUBOSE: -- for the record.

7 THE WITNESS: We were concerned about  
8 half a million voters being purged on a  
9 Saturday night. We were concerned about,  
10 you know, the hundreds of thousands of  
11 voters who were being purged. It seemed  
12 to be an overreach by the State to solve  
13 a problem that there's little evidence  
14 that it exists to that magnitude.

15 So the purging, the exact or  
16 cross-match system, those were among the  
17 tactics that we were very concerned  
18 about.

19 BY MR. TYSON:

20 Q. Is it fair to say that the purges and the  
21 matching issues were the primary suppression  
22 tactics about which the church was concerned?

23 MR. DUBOSE: Objection.

24 THE WITNESS: It was -- they were  
25 among the tactics that we were concerned

1 about. We were also concerned about the  
2 integrity of the machines.

3 You know, there were reports about  
4 people literally choosing one candidate  
5 and pushing the button over and over  
6 again and not getting what they were  
7 selecting. So there were concerns about  
8 that.

9 And some of the Draconian, you know,  
10 approaches that we saw to efforts like  
11 ours in Quitman County, when you read  
12 that story, it reads like something out  
13 of the 1950s. And so it suggested to us  
14 that people weren't terribly shy about  
15 making it difficult for certain  
16 demographics to vote.

17 We were concerned about polling  
18 stations being moved, in some instances  
19 to police stations.

20 So all of that suggested to us that  
21 we were really -- we were actually in a  
22 war to maintain something as basic as the  
23 franchise. And so we needed to arm --  
24 you know, we want our people to be ready  
25 and engaged and vigilant.

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1 you're finished reading that.

2 A. Yeah, let me read it.

3 Q. Okay.

4 (Whereupon, the document was  
5 reviewed by the witness.)

6 THE WITNESS: Okay.

7 BY MR. TYSON:

8 Q. So you've identified the "vote by mail"  
9 program, the efforts to educate voters about the  
10 voter purges, as things that the church has had to  
11 do differently in light of the laws that are being  
12 challenged in this lawsuit.

13 So my question is, if the church receives  
14 all the relief outlined in this lawsuit, will it be  
15 able to stop diverting funds to those other  
16 purposes or would you have to wait and see what  
17 that looked like?

18 MR. DUBOSE: Objection.

19 THE WITNESS: It's difficult to  
20 answer that question. I think this would  
21 take us a long way if we could see  
22 this -- the relief that we're requesting.

23 Whether or not there would be other  
24 barriers, when I look at the long history  
25 of voter suppression, very long history,

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1           since the end of Reconstruction, the  
2           efforts to constrict the participation of  
3           people of color particularly have proven  
4           to be incredibly agile and creative.

5           So I think this would take us a long  
6           way. But given that history and even  
7           more recent history, say the last decade  
8           or so, the idea that there wouldn't be  
9           some other effort that we'd have to  
10          respond to and be vigilant, I'll have to  
11          wait and see.

12          But I think this would certainly take  
13          us a long way in responding to the issues  
14          that we're addressing at this juncture.

15          BY MR. TYSON:

16          Q. And given Ebenezer's history in the  
17          voting space, I would expect that Ebenezer will be  
18          addressing any future voter suppression head on; is  
19          that correct?

20          A. Yeah. We would be addressing, yeah, any  
21          efforts that make it difficult for people to  
22          exercise the franchise.

23           John Lewis is a member of our church.  
24          And you know, he suffered physically, physical  
25          harm, physical injury trying to secure what should